

EXHIBIT D

**TO THE DECLARATION OF STEVE W. BERMAN
IN OPPOSITION TO MOTION TO COMPEL "PROPER ANSWERS"
TO BMS' CONTENTION INTERROGATORIES**

EXHIBIT D**DEFENDANTS' THIRD-PARTY SUBPOENAS
(NON CLASS MEMBERS)**

Target Company	Business of Target	Documents Sought	Date Served	Return Date	Served w/ Updated Subpoena	Defense Counsel/ Defendant(s)	Served Objections
Acordia National Inc. 602 Virginia St East Charleston, WV 25301	Claims Administration	Contracts with plans; all docs related to claims processing policies and procedures, benefit interpretive guidelines; docs relating to AWP's; org charts	10/31/03	11/26/03		Jim Zucker, Hogan & Hartson; BSM	
Amerihealth Administrators 1901 Market St. Philadelphia, PA 19103	Claims Administration	Contracts with plans; all docs related to claims processing policies and procedures, benefit interpretive guidelines; docs relating to AWP's; org charts	10/31/03	11/26/03		Jim Zucker, Hogan & Hartson; BSM	
Ernst & Young LLP 5 Times Square NY, NY 10036	Accountants/ Auditors	Docs relating to any PBM audit report performed for any Plan; all correspondence with a Plan re: reimbursement for pharmaceuticals; all promotional literature relating to PBM audits; all docs relating to AWP's; org charts	11/05/03	11/26/03		Erik Haas, Patterson Belknap Webb & Tyler; Astra, BSM, GSK, Immunex, Centocor	

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Findley Davies Inc. 300 Madison Ave Ste 1000 Toledo, OH 43604-1596	Actuarial/Plan Processing/ Benefit Consulting	Contracts with Plans that relate to prescription drug benefits; reports and recommendations provided to Plans and related to PBMs; docs relating to AWP's; org charts	10/31/03	11/26/03		Jim Zucker, Hogan & Hartson; BSM	
First Health Benefits 3200 Highland Ave Downers Grove, IL 60515	Claims Administration	Contracts with plans; all docs related to claims processing policies and procedures, benefit interpretive guidelines; docs relating to AWP's; org charts	10/31/03	11/26/03		Jim Zucker, Hogan & Hartson; BSM	
Hewitt Associates 100 Half Day Road Lincolnshire, IL 60069-3324 847-295-5000	Actuarial/Plan Processing/ Benefit Consulting	Contracts with Plans that relate to prescription drug benefits; reports and recommendations provided to Plans and related to PBMs; docs relating to AWP's; org charts	10/31/03	11/26/03		Jim Zucker, Hogan & Hartson; BSM	
Highmark Services Co. 120 5 th Avenue 5 th Avenue Place Pittsburgh, PA 15222	Claims Administration	Contracts with plans; all docs related to claims processing policies and procedures, benefit interpretive guidelines; docs relating to AWP's; org charts	10/31/03	11/26/03		Jim Zucker, Hogan & Hartson; BSM	
Milliman and Robertson 1301 Fifth Ave, Ste 3800 Seattle, WA 98101	Actuarial/Plan Processing/ Benefit Consulting	Contracts with Plans that relate to prescription drug benefits; reports and recommendations provided to Plans and related to PBMs; docs relating to AWP's; org charts	10/31/03	11/26/03		Jim Zucker, Hogan & Hartson; BSM	

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Northern Trust Retirement Consulting LLC 400 Perimeter Center Trail N., Suite 850 Atlanta, GA 30346 Shelia Blaskow Northern Trust	Retirement Consulting and Plan Administration (recently acquired by Hewitt Associates)	Docs relating to AWP; setting of reimbursement/ payment rates; costs and reimbursement to providers; awareness of diff. between costs and reimbursement; processing policies, procedures; payments made; communications relating to reimbursement; decision to rely on drug pricing; docs from any publisher; docs re: AWP's; docs re: difference between AWP and payment; all docs re: AWP, AMP, WAC, MAC, EAC, Best Price; contractual relationships with PBM, 3 rd party admin., consultants, auditors, etc., re: subject drugs; docs. identify persons involved in contractual relationship with PBM, docs re: profit analysis; docs re: internal/external investigations; all filings with state/federal gov. entity; all docs. from CMS, HHS, federal agency re: pricing of drugs; all docs produced by you in litigation, investigation, inquiry; org charts	11/14/03	12/4/03	yes	Erik Haas, Patterson, Belknap, Webb & Tyler; Astra, BSM, GSK, Immunex, Centocor	

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Pharmacy Outcomes Specialists 41 E. Main St., Ste 200 Lake Zurich, IL 60047	PBM Auditing	Contracts with Plans that relate to prescription drug benefits; reports and recommendations provided to Plans and related to PBMs; docs relating to AWP's; org charts	10/31/03	11/26/03		Jim Zucker, Hogan & Hartson; BSM	

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PricewaterhouseCoopers LLP 1177 Avenue of the Americas New York, NY 10036		Docs relating to AWP; setting of reimbursement/ payment rates; docs relied upon for reimbursement/ payment rates; costs and reimbursement to providers; awareness of diff. between costs and reimbursement; processing policies, procedures; payments made; communications relating to reimbursement; decision to rely on drug pricing; docs from any publisher; docs re: AWP's; docs re: difference between AWP and payment; all docs re: AWP, AMP, WAC, MAC, EAC, Best Price; contractual relationships with PBM, 3 rd party admin., consultants, auditors, etc., re: subject drugs; docs. identify persons involved in contractual relationship with PBM, docs re: profit analysis; docs re: internal/external investigations; all filings with state/federal gov. entity; all docs. from CMS, HHS, federal agency re: pricing of drugs; all docs produced by you in litigation, investigation, inquiry; org charts.	11/19/03	12/12/03		Paul Schmidt, Covington & Burling: Astra, BSM, GSK, Immunex, Centocor	

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Towers Perrin One Stamford Plaza 263 Tresser Blvd Stamford, CT 06901 203-326-5400	Actuarial/Plan Processing/ Benefit Consulting	Contracts with Plans that relate to prescription drug benefits; reports and recommendations provided to Plans and related to PBMs; docs relating to AWP's; org charts	10/31/03	11/26/03		Jim Zucker, Hogan & Hartson; BSM	
Watson Wyatt Worldwide 1717 H Street NW Washington, D.C. 20006 202-715-7000	Actuarial/Plan Processing/ Benefit Consulting	Contracts with Plans that relate to prescription drug benefits; reports and recommendations provided to Plans and related to PBMs; docs relating to AWP's; org charts	10/31/03	11/26/03		Jim Zucker, Hogan & Hartson; BSM	
William M. Mercer 1166 Ave of Americas NY, NY 10036 212-345-7000	Actuarial/Plan Processing/ Benefit Consulting	Contracts with Plans that relate to prescription drug benefits; reports and recommendations provided to Plans and related to PBMs; docs relating to AWP's; org charts	10/31/03	11/26/03		Jim Zucker, Hogan & Hartson; BSM	